

MISCELLANEOUS CEREALS AND CEREAL PRODUCTS

27305. Rice. (F.D.C. No. 45540. S. Nos. 56-473 R, 56-901 R.)

QUANTITY: 135 bales, 20 3-lb. bags each, at New York, N.Y.

SHIPPED: 12-22-60, from Houston, Tex., by River Brand Rice Mills, Inc.

LABEL IN PART: (Bale) "Rico * * * Rice Packers River Brand Rice Mills, Inc. Houston-New York-Memphis" and (bag) "Rico Vitaminized Coated With Glucose and Talc. * * * Rice Shiny Blue Rose Type * * * Packers River Brand Rice Mills, Inc. * * * Packed in accordance with the requirements of the Commonwealth of Puerto Rico and the U.S. Food, Drug and Cosmetic Act."

LIBELED: 4-12-61, S. Dist. N.Y.

CHARGE: 403(a)—when shipped, the label statement "Packed in accordance with the requirements of the Commonwealth of Puerto Rico and the U.S. Food, Drug and Cosmetic Act" was false and misleading; and 403(g)(1)—the article failed to conform to the definition and standard of identity for enriched rice since such definition and standard does not include rice coated with talc and glucose and known as coated rice.

DISPOSITION: 5-4-61. Consent—claimed by River Brand Rice Mills, Inc., repacked, and relabeled.

27306. Rice. (F.D.C. No. 45715. S. No. 55-933 R.)

QUANTITY: 23 100-lb. bags at Tacoma, Wash., in possession of West Coast Grocery Co.

SHIPPED: 9-6-60, from Sacramento, Calif.

LIBELED: 4-12-61, W. Dist. Wash.

CHARGE: 402(a)(3)—contained rodent urine, excreta pellets, and hair; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 6-2-61. Default—delivered to a public institution for use as animal feed.

27307. Wheat. (F.D.C. No. 44819. S. Nos. 31-193/4 R.)

QUANTITY: 70,000 lbs. at Geary, Okla.

SHIPPED: 10-6-60, from Geary, Okla., to Houston, Tex., by Geary Milling & Elevator Co., and returned to Geary, Okla., on 10-10-60.

LIBELED: 10-17-60, W. Dist. Okla.

CHARGE: 402(a)(2)(B)—the article was a raw agricultural commodity and, when shipped, contained a pesticide chemical, namely, malathion, which is unsafe within the meaning of 408 since the quantity of such pesticide chemical on the article was not within the limits of the tolerance prescribed by regulations.

DISPOSITION: 11-18-60. Consent—claimed by Geary Milling & Elevator Co., and reconditioned to reduce the malathion content.

27308. Wheat. (F.D.C. No. 45601. S. No. 57-521 R.)

QUANTITY: 74,610 lbs. at Seattle, Wash.

SHIPPED: 2-27-61, from Shonkin, Mont., by Gallatin Valley Milling Co.

LIBELED: 3-23-61, W. Dist. Wash.

CHARGE: 402(a)(3)—contained rodent excreta pellets when shipped.

DISPOSITION: 3-29-61. Consent—claimed by Fisher Flouring Mills Co., Seattle, Wash., and converted into animal feed.